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The Honorable Marsha J. Pechman

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON

BOILERMAKERS NATIONAL ANNUITY
TRUST FUND, on behalf of itself and all
others similarly situated,

Plaintiff,

v.

WAMU MORTGAGE PASS THROUGH
CERTIFICATES, SERIES 2006-ARI *et al.*

Defendants.

NO. C09-0037 MJP

[Consolidated with: Case No. C09-
0134MJP and Case No. C09-0137MJP]

**APPENDIX OF UNPUBLISHED
AUTHORITIES IN SUPPORT OF
MOTION TO DISMISS**

**NOTE ON MOTION CALENDAR:
Friday, March 12, 2010**

*Appendix of Unpublished Authorities in Support of Motion
to Dismiss (CV09-0037 MJP)*

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Defendants WaMu Asset Acceptance Corporation, WaMu Capital Corporation, Washington Mutual Mortgage Securities Corporation, David Beck, Diane Novak, Rolland Jurgens and Richard Careaga (the “WaMu Defendants”) respectfully submit this Appendix of Unpublished Authorities in Support of Motion to Dismiss.

For ease of the reference, a true and correct copy of each unpublished authority is attached to this Appendix.

<u>Tab</u>	<u>Description</u>
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|-----|---|
| 1. | <i>Al-Thani v. Wells Fargo & Co.</i> , No. C 08-1745 CW, 2009 U.S. Dist. LEXIS 2732 (N.D. Cal. Jan. 7, 2009) |
| 2. | <i>Belodoff v. Netlist, Inc.</i> , No. SA CV 07-00677 (MLGx), 2008 U.S. Dist. LEXIS 45289 (C.D. Cal. May 30, 2008) |
| 3. | <i>In re 2007 NovaStar Fin., Inc., Sec. Litig.</i> , No. 07-0139, 2008 WL 2354367 (W.D. Mo. June 4, 2008) |
| 4. | <i>In re Britannia Bulk Holdings Inc. Sec. Litig.</i> , No. 08 Civ. 9554, __ F. Supp. 2d __, 2009 WL 3353045 (S.D.N.Y. Oct. 19, 2009) |
| 5. | <i>In re DDi Corp. Sec. Litig.</i> , No. CV 03-7063, 2005 U.S. Dist. LEXIS 28216 (C.D. Cal. July 20, 2005) |
| 6. | <i>In re Downey Sec. Litig.</i> , No. CV 08-3261-JFW (RZx), 2009 WL 2767670 (C.D. Cal. Aug. 21, 2009) |
| 7. | <i>In re Metricom Sec. Litig.</i> , No. C 01-4085 PJH, 2004 U.S. Dist. LEXIS 7834 (N.D. Cal. Apr. 29, 2004) |
| 8. | <i>In re Valence Tech. Sec. Litig.</i> , No. C 95-20459 JW, 1996 U.S. Dist. LEXIS 22135 (N.D. Cal. Jan. 23, 1996) |
| 9. | <i>In re Wash. Mut. Inc. Sec. Litig.</i> , No. 2:08-MD-1919 (MJP), 2009 U.S. Dist. LEXIS 99727 (W.D. Wash. Oct. 27, 2009) |
| 10. | <i>Kunkle v. W. Wireless Corp.</i> , No. 55067-5-I, 2006 WL 1673549 (Wash. App. Ct. June 19, 2006) |

11. *Landmen Partners, Inc. v. Blackstone Group, L.P.*, No. 08-CV-3601, 2009 WL 3029002 (S.D.N.Y. Sept. 22, 2009)
12. *Lone Star Fund V, L.P. v. Barclays Bank PLC*, No. 08-11038, ___ F.3d ___, 2010 WL 60897 (5th Cir. Jan. 11, 2010)
13. *Plumbers' Union Local No. 12 Pension Fund v. Nomura Asset Acceptance Corp.*, No. 08-10446 (RGS), 2009 U.S. Dist. LEXIS 91789 (D. Mass. Sept. 30, 2009)
14. *Rubke v. Capitol Bancorp*, No. 05-4800, 2006 U.S. Dist. LEXIS 43745 (N.D. Cal. June 16, 2006)
15. SEC Proposed Rules, Securities Act Release No. 33- 7086, 1994 WL 469347 (Aug. 31, 1994)
16. *Stack v. Lobo*, Civ. No. 95-20049(SW), 1995 U.S. Dist. LEXIS 19966 (N.D. Cal. Apr. 20, 1995)
17. *Twindle v. Threshold Pharms. Inc.*, No. 07-CV-4972 (CW), 2008 U.S. Dist. LEXIS 58619 (N.D. Cal. July 11, 2008)

DATED this 28th day of January, 2010.

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2 **CERTIFICATE OF SERVICE**

3 I hereby certify that on the 28th day of January, 2010, I electronically filed the
4 foregoing with the Clerk of the Court using the CM/ECF system which will send notification
5 of such filing to the following:

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